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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT   | ATTY. DOCKET NO. |
|-----------------------------|-------------------------|------------------|
| 10/577,789                  | John Geoffrey Pickering | 2817P002         |

McDERMOTT WILL & EMERY  
227 West Monroe Street  
Chicago, IL 60606-5096

**RECEIVED**  
AUG - 6 2008

McDERMOTT WILL & EME: /!

|                               |
|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
| PCT/IB04/04472                |

|                  |               |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 10/29/2004       | 10/31/2003    |

CONFIRMATION NO. 6085  
371 FORMALITIES LETTER



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Date Mailed: 08/04/2008

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 04/28/2006
- Copy of the International Search Report filed on 04/28/2006
- Copy of IPE Report filed on 04/28/2006
- U.S. Basic National Fees filed on 04/28/2006
- Priority Documents filed on 04/28/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

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10/04/2008

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PATRICIA A BOOKER

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Telephone: (703) 308-9140 EXT 204

Docket No.: 039088-0015

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : John Geoffrey Pickering et al.  
 Appl. No. : 10/577,789  
 Int'l : October 29, 2004  
 Filing  
 Date  
 Title : METHODS AND FORMULATIONS  
         FOR PROTECTING CELLS, AND  
         FOR TREATING DISEASES AND  
         CONDITIONS BY OPTIMIZING THE  
         INTRACELLULAR  
         CONCENTRATION OF NAD  
 Conf. No. : 6085  
 Grp./A.U. : Not Yet Assigned  
 Examiner : Not Yet Assigned

Certificate of Mailing

I hereby certify that this correspondence (along with any documents referred to as attached or enclosed) is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 3, 2008.

*Sarah J. Goodnight*  
 Sarah J. Goodnight

RESPONSE TO NOTICE OF  
MISSING REQUIREMENTS UNDER 35 U.S.C. 371

Mail Stop PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Requirements dated August 4, 2008 (copy enclosed), submitted herewith is a Declaration.

The surcharge for the late filing of the Declaration has previously been paid. However, the Commissioner is authorized to charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 13-0206 and please credit any excess fees to such deposit account.

It is requested that the official filing receipt now be issued.

Respectfully submitted,

Dated: October 3, 2008  
 By: *Monique A. Morneau*  
 Monique A. Morneau, Reg. No. 37,893  
 McDermott Will & Emery LLP  
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